

50490052
Task ID# 761
cc: April
Paul

STATE OF UTAH
DEPARTMENT OF NATURAL RESOURCES
DIVISION of OIL, GAS and MINING
1594 West North Temple, Suite 1210
Box 145801
Salt Lake City, Utah 84114-5801
(801) 538-5291

APPLICATION FOR TRANSFER
OF
NOTICE OF INTENTION TO COMMENCE SMALL MINING OPERATIONS

Application is hereby made to transfer the permit to commence small mining operations for the
Emma Park Pit Quarry project, permit # S/049/0052, currently
operated by Nielson Construction (transferor)
to Staker & Parson Companies (transferee).

As used herein, TRANSFEROR refers to the current operator; TRANSFEE refers to the
proposed new operator; NOI refers to the Notice of Intention to Commence Small Mining
Operations; PERMIT refers to the approved (or accepted) NOI, including the reclamation
contract and reclamation surety.

Upon approval of the Application for Transfer:

1. The Transferor agrees to transfer all rights and obligations to operate under the terms of the NOI to the Transferee, The Transferor will not retain any rights to conduct small mining operations within the area covered by the approved NOI.
2. Both parties understand the transfer of the ***NOI is not complete until all the applicable requirements are met***, including the submittal and Division approval of an appropriate reclamation surety and a reclamation contract.
3. The transferee has read and has a copy of the current NOI.
4. The Transferee has inspected the site and is fully aware of all existing conditions and responsible for compliance with the conditions of the permit and the obligations regardless of the nature of the conditions at the site.
5. Transferee shall conduct large mining operations on lands included in the NOI in accordance with the Utah Mined Land Reclamation Act, (ACT) Sections 40-8-1 et seq., Utah Code Annotated, (2005, as amended), and the rules promulgated under the ACT (R647- et seq., and the approved NOI.
6. The Transferee shall provide a surety in a form and amount approved by the Division to assure reclamation of the lands affected by the mining operations.

The **Transferor** will remain liable for compliance at the mine site until this transfer application is approved.

The signatory below represents that he/she has authority to execute this transfer on behalf of the Transferor, if not a natural person. Statements made in the application are true and correct to the best of my knowledge and belief.

TRANSFEROR:

Nelson Construction

Operator/Transferor Name

By John W. Nielson

Name of Authorized Officer (Typed or Printed)

Owner

Title of Authorized Officer

[Signature]

Officer's Signature

Date

STATE OF Utah)

) ss:

COUNTY OF Emery)

On the 19 day of Sept, 20 16, John W. Nielson
personally appeared before me, who being by me duly sworn did say that he/she is
an Owner (owner, officer, director, partner, agent or other (specify))
of the Operator ~~Staker Parson Companies~~ Nielson Construction Co
and duly acknowledged that said instrument was signed on behalf of said Operator
by authority of its bylaws, a resolution of its board of directors, or as may otherwise
be required to execute the same with full authority and to be bound hereby.

Tracy Collins

Notary Public

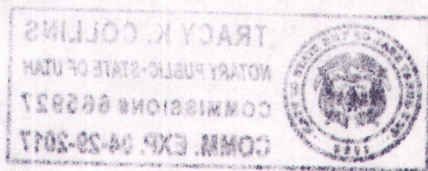
Hepler, Utah

Residing at

04/29/2017

My Commission Expires:





The signatory below represents that he/she has authority to execute this transfer on behalf of the Operator/Transferee, if not a natural person; and the operator/transferee is a properly organized entity in good standing under the laws of Utah and the United States, is registered as an entity authorized to do business in the State of Utah. Statements made in the application are true and correct to the best of my knowledge and belief.

TRANSFEE:

Staker Parson Companies

Operator/Transferee Name

By Scott Parson

Name of Authorized Officer (Typed or Printed)

President

Title of Authorized Officer

Scott Parson

Officer's Signature

10-13-2016

Date

STATE OF Utah)

) ss:

COUNTY OF Weber)

On the 13 day of Oct., 20 16, Scott Parson
personally appeared before me, who being by me duly sworn did say that he/she is
an Officer (owner, officer, director, partner, agent or other (specify))
of the Operator Staker Parson Companies
and duly acknowledged that said instrument was signed on behalf of said Operator
by authority of its bylaws, a resolution of its board of directors, or as may otherwise
be required to execute the same with full authority and to be bound hereby.

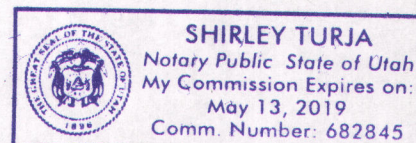
Shirley Turja
Notary Public

Drapeta, UT

Residing at

5-13-19

My Commission Expires:



Assigned File Number S/649 / 0052

DOGM Lead: April
7614

STATE OF UTAH
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

1594 West North Temple Suite 1210
Box 145801
Salt Lake City, Utah 84114-5801
Telephone: (801) 538-5291 Fax: (801) 359-3940

NOTICE OF INTENTION TO COMMENCE SMALL MINING OPERATIONS

The information requirements of this form are based on provisions of the Mined Land Reclamation Act, Title 40-8, Utah Code Annotated 1987, and the General Rules as promulgated under the Utah Minerals Regulatory Program (R647). The rules and Act are available online at <http://www.rules.utah.gov/publicat/code/r647/r647.htm> and http://le.utah.gov/~code/TITLE40/40_08.htm.

"Small Mining Operations" are operations which have a disturbed area of ten or fewer surface acres at any time in unincorporated areas, or five acres or fewer in incorporated areas.

I. GENERAL INFORMATION (Rule R647-3-104)

1. **Name of Mine:** Emma Park Pit

2.A. **Name of Entity Applying for a Permit:** Staker Parson Companies

Contact (Authorized Officer): Scott Parson

Mailing Address: 2350 S. 1900 W.

City, State, Zip: Ogden, UT, 84401

Phone: (801)731-1111

Fax: _____

E-mail Address: scott.parson@oldcastlematerials.com

Entity is a: ☒ Corporation ☐ LLC ☐ Sole Proprietorship (dba) ☐ Individual
☐ Partnership (☐ General or ☐ limited) ☐ Other (specify type) _____

Business Entity (not individuals) must be registered (and maintain registration) with the State of Utah, Division of Corporations (DOC) If not currently registered, contact www.commerce.utah.gov to renew or apply.

2.B. Are you currently registered to do business in the State of Utah? ☒ Yes ☐ No

Business Entity #: 4910822-0142

Local Business License #: _____ (if required)

Issued by: County: _____ or City: _____

Registered Utah Agent (as identified with the Utah DOC) (if individual leave blank):

Name: CT Corporation System

Title: Registered Agent

Address: 136 East South Temple, Suite 2100

City, State, Zip: SLC, UT 84111

Phone: 801-364-5101

Fax: _____

E-mail Address: _____

2.C. Entity's Representative(s) (if different from #2A) authorized and designated to receive notices of violation, cessation orders, and all other notices to be given to the permittee or operator by the Division.

Name: _____ Title: _____
Address: _____
City, State, Zip: _____
Phone: _____ Fax: _____
Emergency, Weekend, or Holiday Phone: _____
E-mail Address: _____

Name: _____ Title: _____
Address: _____
City, State, Zip: _____
Phone: _____ Fax: _____
Emergency, Weekend, or Holiday Phone: _____
E-mail Address: _____

3a.. If Business is a Sole Proprietor (dba) or Individual:

Name of Owner: _____ Title: _____
Business Address: _____
City, State, Zip: _____
Phone: _____ Fax: _____
E-mail Address: _____

3b. If Business is a Corporation:

Name of Officers: Scott Parson Title: President
Name: Jared Hyde Title: Treasurer
Name: John Parson Title: Director
Name: _____ Title: _____
Headquarters Address: P.O Box 3429
City, State, Zip: Ogden, UT 84409
Phone: 801-731-1111 Fax: 801-731-8800
E-mail Address: _____

3c. If Business is a Limited Liability Company: ☐ Member Managed ☐ Manager Managed

Name of 1st Member/Manager: _____ Title: _____
Business Address: _____
City, State, Zip: _____
Phone: _____ Fax: _____
E-mail Address: _____

Name of 2nd Member/Manager: _____ Title: _____
Business Address: _____
City, State, Zip: _____
Phone: _____ Fax: _____
E-mail Address: _____

3d. If Business is a Partnership:

Names of First Partner: _____
Business Address: _____
City, State, Zip: _____
Phone: _____ Fax: _____
E-mail Address: _____

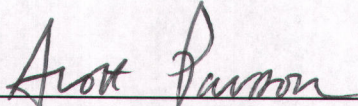
Names of Second Partner: _____
Business Address: _____
City, State, Zip: _____
Phone: _____ Fax: _____
E-mail Address: _____

VII. SIGNATURE REQUIREMENT

CERTIFICATION

I state under penalty of perjury under the laws of the state of Utah and the United States of America that:

- a. I have read this form and declare the information, statements and/or documentation are true, correct and complete to the best of my knowledge and belief; AND
- b. I commit to the reclamation of the aforementioned small mining project as required by the Utah Mined Land Reclamation Act (40-8) and the rules as specified by the Board of Oil, Gas and Mining.
- c. **This certification must be signed by:** (1.) an executive officer if the applicant is a corporation; (2.) a partner if applicant is a partnership (general or limited); (3.) the owner if applicant is a sole proprietorship; **or** (4.) the member or manager if applicant is a limited liability company.

Signature:  Date: 10/13/2016
Name (typed or printed): Scott Parson
Title/Position (if applicable): President/CEO Staker Parson Companies



RECEIVED
OCT 18 2016
DIV. OF OIL, GAS & MINING

October 18, 2016

Paul Baker
Division of Oil, Gas and Mining
1594 West North Temple, Suite 1210
Salt Lake City, UT 84114

Re: Emma Park (S/049/0052) Transfer of Operations from Neilson Construction to Staker Parson Companies.

Dear Mr. Baker:

Staker & Parson Companies is providing to the Division of Oil, Gas and Mining the following documents to transfer small mining operations at Emma Park (S/049/0052) from Nielson Construction to Staker Parson Companies:

- Form MR-TRS – Small Mine Transfer Application
- Form MR-SMO – NOI to Commence Small Mining Operations
- Form MR-SUR – Surety Bond Contract

Please let me know what questions you may have.

Sincerely,

Staker & Parson Companies

Michael Dalley
Oldcastle West Division Sustainability Director

PH 801-871-6600
FAX 801-871-6869
www.stakerparson.com
89 West 13490 South, Suite 100, Draper, UT 84020